

TITLE 17. PUBLIC HEALTH
DIVISION 1. STATE DEPARTMENT OF HEALTH SERVICES
CHAPTER 5. SANITATION (ENVIRONMENTAL)
~~GROUP 2. Certification of Water Treatment Facility Operators~~
ARTICLE 1. ~~General~~

~~ARTICLE 2. Responsibility of Water Supplier~~

(1) Repeal Section 7104:

~~Section 7104. Operator in Training.~~

~~A water supplier may employ a person to work as an operator in training if that person works under the continuous and direct supervision of a certified operator. In such a case, the water supplier shall notify the Department of a) the name of the uncertified operator in training, and b) the name and certificate number of the supervising operator. While operator in training is not a grade of certification, experience as an operator in training will be considered as valid experience for qualification for certification.~~

Authority Cited: Section 100275, Health and Safety Code.

Reference: Sections 106875, 106885, and 106910, Health and Safety Code.

(2) Repeal Section 7105:

~~Section 7105. Remote Area.~~

~~(a) — A water supplier in a remote area who does not have or is unable to employ an operator holding an appropriate grade of certificate may apply t the Department for permission to employ a person who holds or obtains a Limited Certificate as provided in Section 7118. In such case, the water supplier shall submit the following information to the Department:~~

~~(1) — Prior efforts made to employ certified persons.~~

~~(2) — Plans for provision of appropriate training.~~

~~(3) — The compensation and working conditions offered for the position.~~

Authority Cited: Sections ~~208 and 4074~~ 100275, Health and Safety Code.

Reference: Section ~~4082~~ 106885, Health and Safety Code.

~~ARTICLE 3. Responsibility of Operators~~

~~(3) Repeal Section 7107:~~

~~Section 7107. Grade of Operator.~~

~~—— The grade of operator shall be as shown in Tables 1 and 2, consistent with the extent of operator responsibility. Operator grades in Tables 1 and 2 shall have the same meaning with respect to qualifications and examinations for certification.~~

~~Table 1
Minimum Grade of Operator Required by
Operator Responsibility for Filtration Plant~~

| Operator Responsibility | Rated Capacity of Plant in MGD | | | |
|---|---|-------------------|----------------------------|--|
| | 1 | 1 to 5 | 5 to 10 | 10 |
| 24 Hours/Day (Superintendent, Assistant Supt., Chief Operator) | II | III | IV | V |
| 8 Hours/Day (Shift Operator) | | II | III¹ | III or IV^{1,2} |

~~¹ Entry level operators working under supervision should obtain a Grade II certificate~~

~~² When there is more than one operator, the supervising operator shall be in Grade IV~~

~~Table 2~~

~~Minimum Grade of Operator Required by
Operator Responsibility for Chemical Feeding Plant
(Chlorine, Fluoride, Polyphosphate, etc.)~~

| Operator Responsibility | System Serving > 200 Services & Plant | | |
|---|---|-----------------------------------|---------------------------------|
| | System Serving < 200 Services | Plant up to 10 MGD | More than 10 MGD |
| 24 Hours/Day Superintendent, Assistant Supt., Chief Operator | I | II | III |
| 8 Hours/Day | | | II |

NOTE: Authority Cited: Section 100275, Health and Safety Code.

Reference: Sections 106875 through 106885, Health and Safety Code.

~~Article 4. Issuance of Certificates~~

(4) Repeal Section 7109:

~~Section 7109. Requirements for Certification.~~

~~(a) To obtain a certificate a person must file an application and, except as provided in Section 7113, 7117, and 7118, pass an examination specified by the Department.~~

~~(b) Eligibility requirements for the examination are:~~

~~(1) Possession of appropriate education background and water treatment experience as required in Table 3, Section 7114, or~~

~~(2) Possession of such other combinations of appropriate training and experience as deemed adequate by the Department, or~~

~~(3) Employment as a water treatment plant operator prior to April 30, 1973.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.

Reference: Sections 106875 through 106885, Health and Safety Code.

(5) Repeal Section 7110:

~~Section 7110. Application.~~

~~Applications for certification, changes in grade, and certification renewal shall be made on forms provided by the Department and shall be accompanied by the fee prescribed in Article 8.~~

NOTE: Authority Cited: Sections ~~208 and 4074~~ 100275, Health and Safety Code.
Reference: Section ~~4082~~ 106885, Health and Safety Code.

(6) Repeal Section 7110.1:

~~Section 7110.1. Processing an Application for Certification.~~

~~(a) Within 30 calendar days of receipt of an application, the Department shall inform the applicant in writing that it is either complete and accepted for filing or that it is deficient and what specific information or documentation is required to complete the application. An application is considered complete if it is in compliance with the requirements specified in Section 7110 of this chapter.~~

~~(b) Within 74 days after the fulfillment of the requirements specified in Sections 7109 and 7110 of this chapter (including the requirements of filing a complete application and taking an examination, where an examination is required), the Department shall inform the applicant of its decision regarding the application for certification.~~

NOTE: Authority Cited: Section 15376, Government Code; and Section 4074 100275, Health and Safety Code.

Reference: Section 15376, Government Code; and Section 4082 106885, Health and Safety Code.

(7) Repeal Section 7110.2:

~~Section 7110.2. Processing Time.~~

~~The Department's time periods for processing an application from the date of receipt of an application to the date a final decision is made regarding the issuance of a certificate are as follows. These time periods for processing applications are based upon the Department's actual performance during the two years preceding the proposal of this regulation.~~

~~(a) The median time of processing the complete application is seven calendar days.~~

~~(c) The maximum time for processing the completed application is 74 calendar days.~~

NOTE: Authority Cited: Section 15376, Government Code; and Section 4074 100275, Health and Safety Code.

Reference: Section 15376, Government Code; and Section 4082 106885, Health and Safety Code.

(8) Repeal Section 7112:

~~Section 7112. Notification to Applicants.~~

~~After review of the application, the Department shall notify the applicant of its findings. If the applicant is required to participate in an examination, and he or she is eligible for the examination, the applicant shall be notified of the time and place for the next scheduled examination.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.

Reference: Sections 106875 through 106885, Health and Safety Code.

(9) Repeal Section 7114:

~~Section 7114. Minimum Qualifications for Examination.~~

~~Table 3
Minimum Qualifications for Examination
for Various Operator Grades~~

| Grade | Education &/or Certification* | Water Treatment** Experience Years |
|------------------|--|---|
| V | College or 2 years as Grade IV | 1 (1) 5 (2) |
| IV | College or High School and 1 year as Grade III or 2 years as Grade III | 1 (1) 3 (1) 3 (1) |
| III | College or High School and Specialized Training or 2 years as Grade II and Specialized Training | None 2 |
| II | High School and Specialized Training or High School or Specialized Training | None 4 4 |
| I | None | None |

~~*High school shall mean graduation from high school or attainment of a General Education Development Certificate. Specialized training shall mean completion of acceptable courses of instruction in water treatment. College shall mean completion of courses of instruction including water treatment and water works practice and attainment of a bachelor degree in sanitary, public health, chemical, engineering, civil engineering, chemistry, or equivalent. A registered Professional Engineer practicing in the field of sanitary engineering shall not be required to have experience in operation of a water treatment plant.~~

~~**Number in parenthesis is years in a position of major responsibility.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.

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Reference: Sections 106910, Health and Safety Code.

~~ARTICLE 5. TYPES OF CERTIFICATION~~

(10) Repeal Section 7116:

~~Section 7116. Regular Certification.~~

~~Regular certificates shall be issued to qualified applicants, specifying the grade in which the applicant has been determined to be competent.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.
Reference: Sections 106875 through 106885, Health and Safety Code.

(11) Repeal Section 7117:

~~Section 7117. Temporary Certification.~~

~~The Department for good cause may issue a temporary certificate pending examination if the applicant meets the qualifications specified in Table 3, Section 7114 for the Grade for which he or she has applied. Such temporary certificate shall be valid until 90 days after the date of the next examination.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.

Reference: Sections 106875 through 106885, Health and Safety Code.

(12) Repeal Section 7118:

~~Section 7118. Limited Certification.~~

~~(a) A limited certificate may be issued without written examination to an applicant in a remote area if the Department finds that:~~

~~(1) Provisions of Section 7105 have been met by the water supplier,~~

~~(2) The applicant has reasonable experience and knowledge to operate the facility without jeopardizing public health and safety, and~~

~~(3) An operator, qualified for a regular certificate, is not available.~~

~~(b) Such limited certificate shall be valid only for a specific treatment facility and for the time period specified.~~

~~(c) Upon expiration of the Limited Certificate, and before an application for renewal is considered, the Department may require the applicant to supply information on what effort was made to obtain a regular certificate, and the water supplier to provide current information as specified in Section 7105.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.

Reference: Sections 106875 through 106885,, Health and Safety Code.

~~ARTICLE 6. CERTIFICATION, ISSUANCE, RENEWAL,
SUSPENSION AND REVOCATION~~

(13) Repeal Section 7120:

~~Section 7120. Issuance and Renewal.~~

~~An initial certificate for any Grade shall be valid for one year from the date of issuance, at which time it is subject to renewal. Upon payment of appropriate fees at least 15 days prior to the expiration date, certificates of operators remaining in good standing will be renewed, without examination, for a two year period and each two year period thereafter.~~

Authority Cited: Section 100275, Health and Safety Code.

Reference: Sections 106875 through 106885, Health and Safety Code.

(14) Repeal Section 7121:

~~Section 7121. Suspension for Failure to Renew Certificate.~~

~~Failure to pay the required renewal fees shall result in the automatic suspension of the certificate. If the application and fees are not submitted within six months of the date originally due, along with any prescribed penalty fee, the certificate shall be revoked.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.
Reference: Sections 106875 and 106890, Health and Safety Code.

(15) Repeal Section 7122:

~~Section 7122. Revocation of Certificate.~~

~~The Department may suspend, revoke or refuse to renew the certificate of an operator, following a hearing before the Department or its designated representative, if it is found that the operator has practiced fraud or deception, that reasonable care, judgment, or the application of knowledge was not used in the performance of his duties, or that the operator is incompetent or unable to properly perform.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.
Reference: Sections 106875 through 106885, Health and Safety Code.

(16) Repeal Section 7123:

~~Section 7123. Posting of Certificate.~~

~~Certified operators shall prominently display their certificates at the water treatment facility, place of employment, or business office.~~

NOTE: Authority Cited: Sections ~~208 and 4074~~ 100275, Health and Safety Code.
Reference: Section ~~4082~~ 106885, Health and Safety Code.

~~ARTICLE 7. EXAMINATION~~

(17) Repeal Section 7127 :

~~Section 7127. Examination Procedure.~~

~~Applicants shall be notified of the time and place of the examination at least 15 days prior to the date of the examination. Applicants who fail to pass the examination may apply for permission to take a subsequent examination. No examination papers will be returned to the applicants, but the papers may be made available for review by the applicant.~~

NOTE: Authority Cited: Section 100275, Health and Safety Code.
Reference: Section 106880, Health and Safety Code.

~~ARTICLE 8. FEES~~

(18) Repeal Section 7130:

~~Section 7130. Application Fee.~~

~~The application fee for certification or changes in Grade shall be as shown in able 4. If the application is denied, there shall be no refund to the applicant. If the applicant fails to meet the minimum qualifications for examination at the level the application as indicated on the application, but is found qualified for examination for lower grade, there shall be no refund of any difference in application fee.~~

~~Table 4~~~~Application Fees for Examination
to Various Operator Grades~~

| Grade | Application Fee |
|------------------|----------------------------|
| I | \$28.00 |
| II | \$38.00 |
| III | \$48.00 |
| IV | \$58.00 |
| V | \$58.00 |

NOTE: Authority Cited: Sections ~~208 and 4074~~ 100275, Health and Safety Code.
Reference: Section ~~4083~~ 106890, Health and Safety Code.

(19) Repeal Section 7131:

~~Section 7131. Renewal Fee.~~

~~The renewal fee for each 24 month period shall be as shown in Table 5. No portion of the renewal fee is refundable.~~

~~Table 5
Renewal Fees for Examination
to Various Operator Grades~~

| Grade | Application Fee |
|------------------|----------------------------|
| I | \$23.00 |
| II | \$33.00 |
| III | \$43.00 |
| IV | \$53.00 |
| V | \$53.00 |

NOTE: Authority Cited: Sections ~~208~~ and 4074 100275, Health and Safety Code.
Reference: Section ~~4083~~ 106890, Health and Safety Code.

(20) Repeal Section 7132:

~~Section 7132. Reexamination Fee.~~

~~An applicant who fails an examination may apply for a subsequent examination upon payment of the application fee specified in Section 7130.~~

NOTE: Authority Cited: Sections ~~208 and 4074~~ 100275, Health and Safety Code.
Reference: Section ~~4083~~ 106890, Health and Safety Code.

(21) Repeal Section 7133:

~~Section 7133. Penalty Fee.~~

~~Any certificate which has been suspended for failure to pay a renewal fee may be reinstated upon payment of the required fee plus an additional penalty of \$15.00, provided an application and the fee are submitted within six months of the date originally due.~~

NOTE: Authority Cited: Sections ~~208 and 4074~~ 100275, Health and Safety Code.
Reference: Section ~~4083~~ 106890, Health and Safety Code.

(22) Repeal Section 7134:

~~Section 7134. Duplicate Certificate Fee.~~

~~A duplicate certificate may be obtained upon payment of a \$15.00 fee.~~

NOTE: Authority Cited: Sections 208 and 4074 100275, Health and Safety Code.
Reference: Section 4083 106890, Health and Safety Code.

TITLE 22. Social Security
DIVISION 4. Environmental Health
CHAPTER 13. OPERATOR CERTIFICATION

Article 1. Definitions

(23) Adopt new Section 63750.10 to read:

Section 63750.10. Accredited Academic Institution.

“Accredited academic institution” means an academic institution accredited by the Western Association of Schools and Colleges or an accrediting organization recognized by the Council of Post Secondary Education.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Section 106910, Health and Safety Code.

(24) Adopt new Section 63750.15 to read:

Section 63750.15. Certificate.

“Certificate” means a certificate of competency issued by the Department stating that the operator has met the requirements for a specific operator classification of the certification program.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106885 and 106910, Health and Safety Code.

(25) Adopt new Section 63750.20 to read:

Section 63750.20. Certified Distribution Operator.

"Certified distribution operator" means a distribution operator who possesses a valid certificate issued pursuant to this chapter.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106885 and 106910, Health and Safety Code.

(26) Adopt new Section 63750.25 to read:

Section 63750.25. Chief Operator.

“Chief operator” means the person who has overall responsibility for the day-to-day, hands-on, operation of a water treatment facility or the person who has overall responsibility for the day-to-day, hands-on, operation of a distribution system.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Section 106910, Health and Safety Code.

(27) Adopt new Section 63750.30 to read:

Section 63750.30. Comprehensive Operator Training Program.

“Comprehensive Operator Training Program” means an on-the-job training program that allows an operator to gain proficiency in all systems and processes related to a water treatment facility.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Section 106910, Health and Safety Code.

(28) Adopt new Section 63750.35 to read:

Section 63750.35. Contact Hour.

“Contact hour” means not less than 50 minutes of specialized training or a continuing education course.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106900 and 106910, Health and Safety Code.

(29) Adopt new Section 63750.40 to read:

Section 63750.40. Continuing Education Course.

“Continuing education course” means a presentation that transmits information related to the operation of a treatment facility and/or distribution system.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106900 and 106910, Health and Safety Code.

(30) Adopt new Section 63750.45 to read:

Section 63750.45. Distribution Operator.

“Distribution operator” means any person who maintains or operates any portion of a distribution system.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106885 and 106910, Health and Safety Code.

(31) Adopt new Section 63750.50 to read:

Section 63750.50. Distribution System.

“Distribution system” means any combination of pipes, tanks, pumps, etc., which delivers drinking water from a source or treatment facility to the consumer and includes:

a) Disinfection facilities for which no *Giardia* or virus reduction is required pursuant to section 64654 (a).

b) The composite of all distribution systems of a public water system.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106885 and 106910, Health and Safety Code.

(32) Adopt new Section 63750.55 to read:

Section 63750.55. GED.

“GED” means a general equivalency diploma.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Section 106910, Health and Safety Code.

(33) Adopt new Section 63750.60 to read:

Section 63750.60. Interim Distribution Operator Certificate.

"Interim Distribution Operator Certificate" means a certificate issued by the Department pursuant to section 63810.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106895 and 106910, Health and Safety Code.

(34) Adopt new Section 63750.65 to read:

Section 63750.65. Operator Experience.

“Operator experience” means the daily performance of activities consisting of the control or oversight of any process or operation at a water treatment facility or in a distribution system that may affect the quality or quantity of water.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Section 106910, Health and Safety Code.

(35) Adopt new Section 63750.70 to read:

Section 63750.70. Shift Operator.

“Shift operator” means a person in direct charge of the operation of a water treatment facility or distribution system for a specified period of the day.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Section 106910, Health and Safety Code.

(36) Adopt new Section 63750.75 to read:

Section 63750.75. Specialized Training.

“Specialized training” means college level courses providing at least 36 contact hours of training each in drinking water or waste water quality, drinking water or waste water treatment, drinking water distribution, or drinking water or waste water facility operation, offered by an accredited academic institution or an organization either accredited by the International Association of Continuing Education Training (IACET) or an authorized provider of IACET, or courses completed and deemed acceptable by the Department prior to January 1, 2001 for the purpose of operator certification.

NOTE: Authority cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106900 and 106910, Health and Safety Code.

(37) Adopt new Section 63750.85 to read:

Section 63750.85. Water treatment facility.

“Water treatment facility” means a group or assemblage of structures, equipment, and processes that treat or condition a water supply, affecting the physical, chemical, or bacteriological quality of water distributed or otherwise offered to the public for domestic use by a public water system as defined in Health and Safety Code section 116275. Facilities consisting of only disinfection for which no *Giardia* or virus reduction is required pursuant to section 64654(a) are not included as water treatment facilities.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Section 106910, Health and Safety Code.

ARTICLE 2. Operator Certification Grades

(38) Adopt new Section 63765 to read:

Section 63765. Water Treatment Facility Staff Certification Requirements.

(a) Except as provided in (c), chief and shift operators shall possess valid operator certificates pursuant to Table 63765-A.

TABLE 63765-A – Minimum Certification Requirements for Chief and Shift Operators

| <u>Treatment Facility Classification</u> | <u>Minimum Certification of Chief Operator</u> | <u>Minimum Certification of Shift Operator</u> |
|--|--|--|
| <u>T1</u> | <u>T1</u> | <u>T1</u> |
| <u>T2</u> | <u>T2</u> | <u>T1</u> |
| <u>T3</u> | <u>T3</u> | <u>T2</u> |
| <u>T4</u> | <u>T4</u> | <u>T3</u> |
| <u>T5</u> | <u>T5</u> | <u>T3</u> |

(b) Treatment operators not designated by the water supplier as chief or shift operator pursuant to section 64413.5 shall be certified but may hold certificates of any grade.

(c) Until January 1, 2003, a shift and/or chief operator may continue to be employed in that capacity provided that the operator:

(1) Is in compliance with the certification requirements that were in effect on December 31, 2000, and

(2) Has been in continuous employment since December 31, 2000 in a water treatment facility that has not modified its treatment process resulting in a change in classification.

(d) Operators who possessed treatment operator certificates valid as of December 31, 2000 shall be deemed to hold certificates pursuant to Table 63765-B.

TABLE 63765-B – Certificate Grade Equivalents

| <u>Operator Certification Grades December 31, 2000</u> | <u>Operator Certification Grades January 1, 2001</u> |
|--|--|
| <u>I</u> | <u>T1</u> |
| <u>II</u> | <u>T2</u> |
| <u>III</u> | <u>T3</u> |
| <u>IV</u> | <u>T4</u> |
| <u>V</u> | <u>T5</u> |

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106880, 106885, and 116555, Health and Safety
Code.

(39) Adopt new Section 63770 to read:

Section 63770. Distribution System Staff Certification Requirements.

(a) Chief and shift operators shall possess valid operator certificates pursuant to Table 63770-A.

TABLE 63770-A – Minimum Certification Requirements for Chief and Shift Operators

| <u>Distribution System Classification</u> | <u>Minimum Certification of Chief Operator</u> | <u>Minimum Certification of Shift Operator</u> |
|---|--|--|
| <u>D1</u> | <u>D1</u> | <u>D1</u> |
| <u>D2</u> | <u>D2</u> | <u>D1</u> |
| <u>D3</u> | <u>D3</u> | <u>D2</u> |
| <u>D4</u> | <u>D4</u> | <u>D3</u> |
| <u>D5</u> | <u>D5</u> | <u>D3</u> |

(b) Water systems shall utilize only certified distribution operators to make decisions addressing the following operational activities:

(1) Install, tap, re-line, disinfect, test and connect water mains and appurtenances.

(2) Shutdown, repair, disinfect and test broken water mains.

(3) Oversee the flushing, cleaning, and pigging of existing water mains.

(4) Pull, reset, rehabilitate, disinfect and test domestic water wells.

(5) Stand-by emergency response duties for after hours distribution system operational emergencies.

(6) Drain, clean, disinfect, and maintain distribution reservoirs.

(c) Water systems shall utilize either certified distribution operators or treatment operators that have been trained to make decisions addressing the following operational activities:

(1) Operate pumps and related flow and pressure control and storage facilities manually or by using a system control and data acquisition (SCADA) system.

(2) Maintain and/or adjust system flow and pressure requirements, control flows to meet consumer demands including fire flow demands and minimum pressure requirements.

(d) Water systems shall utilize either certified distribution operators or treatment operators to make decisions addressing the following operational activities:

(1) Determine and control proper chemical dosage rates for wellhead disinfection and distribution residual maintenance.

(2) Investigate water quality problems in the distribution system.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106875, 106880, 106885, and 116555, Health and Safety Code.

ARTICLE 3. Operator Examination Criteria and Applications

(40) Adopt new Section 63775 to read:

Section 63775. Eligibility Criteria for Taking a Water Treatment Operator Examination.

(a) An applicant who has had a certificate revoked, and not reinstated, for any reason other than failure to meet renewal requirements pursuant to section 63840 shall not be eligible for water treatment operator examination at any grade level.

(b) In order to be eligible for taking the T1 operator exam, an applicant shall have a high school diploma or GED. The following experience and/or training may be substituted for a high school diploma or GED:

(1) Successful completion of the "Basic Small Water System Operations" course provided by the Department, or

(2) One year as an operator of a facility that required an understanding of chemical feeds, hydraulic systems, and pumps.

(c) In order to be eligible for taking the T2 operator exam, an applicant shall have:

(1) A high school diploma or GED. The following experience and/or training may be substituted for a high school diploma or GED:

(A) Successful completion of the "Basic Small Water System Operations" course provided by the Department, or

(B) One year as an operator of a facility that required an understanding of chemical feeds, hydraulic systems, and pumps.

(2) Successfully completed at least one course of specialized training covering the fundamentals of drinking water treatment.

(d) In order to be eligible for taking the T3 operator exam, an applicant shall have:

(1) A high school diploma or GED.

(2) Successfully completed a total of at least two courses of specialized training that includes at least one course covering the fundamentals of drinking water treatment.

(e) In order to be eligible for taking the T4 operator exam, an applicant shall have:

(1) A valid Grade T3 operator certificate.

(2) Successfully completed at least three courses of specialized training that includes at least two courses in drinking water treatment.

(f) In order to be eligible for taking the T5 operator exam, an applicant shall have:

(1) A valid GradeT4 operator certificate.

(2) Successfully completed at least four courses of specialized training that includes at least two courses in drinking water treatment.

(g) Specialized training courses used to fulfill the requirements of this section may also be used to fulfill the requirements of section 63780.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106900, 106910 and 116555, Health and Safety Code.

(41) Adopt new Section 63780 to read:

Section 63780. Eligibility Criteria for Taking a Distribution Operator Examination.

(a) An applicant who has had a certificate revoked, and not reinstated, for any reason other than failure to meet renewal requirements pursuant to section 63840 shall not be eligible for distribution operator examination at any grade level.

(b) In order to be eligible for taking the D1 operator exam, an applicant shall have a high school diploma or GED. The following experience and/or training may be substituted for a high school diploma or GED:

(1) Successful completion of the "Basic Small Water System Operations" course provided by the Department, or

(2) One year as an operator of a facility that required an understanding of a piping system that included pumps, valves, and storage tanks.

(c) In order to be eligible for taking the D2 operator exam, an applicant shall have:

(1) A high school diploma or GED. The following experience and/or training may be substituted for a high school diploma or GED:

(A) Successful completion of the "Basic Small Water System Operations" course provided by the Department, or

(B) One year as an operator of a facility that required an understanding of a piping system that included pumps, valves, and storage tanks.

(2) Successfully completed a total of at least one course of specialized training in water supply principles.

(d) In order to be eligible for taking the D3 operator exam, an applicant shall have:

(1) A valid Grade D2 or interim Grade D3 or higher operator certificate.

(2) Successfully completed a total of at least two courses of specialized training that includes at least one course in water supply principles.

(e) In order to be eligible for taking the D4 operator exam, an applicant shall have:

(1) A valid Grade D3 or interim Grade D4 or higher operator certificate.

(2) Successfully completed at least three courses of specialized training that includes at least two courses in water supply principles.

(f) In order to be eligible for taking the D5 operator exam, an applicant shall have:

(1) A valid Grade D4 or interim Grade D5 operator certificate.

(2) Successfully completed at least four courses of specialized training that includes at least two courses in water supply principles.

(g) Specialized training courses used to fulfill the requirements of this section may also be used to fulfill the requirements of section 63775.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106900, 106910, and 116555, Health and Safety Code.

(42) Adopt new Section 63785 to read:

Section 63785. Examination Application Content and Submittal.

(a) A complete application for examination shall include the following information:

(1) The applicant's full name, social security number (Pursuant to the authority found in sections 100275 and 106910 of the Health and Safety Code and as required by section 17520 of the Family Code, providing the social security number is mandatory. The social security number will be used for purposes of identification.), date of birth, certificate number of any operator certificates ever held, mailing address, work telephone number, and home telephone number.

(2) The date of the examination for which the applicant is applying.

(3) The examination fee, pursuant to section 63850.

(4) For T1, T2, D1, and D2 applicants one of the following:

(A) A copy of the applicant's high school diploma or the name and location of the high school and date of graduation; or

(B) A copy of the applicant's GED; or

(C) A certificate of completion for the "Basic Small Water System Operations" course provided by the Department; or

(D) The name, address, and phone number of each employer, the length of time employed, and the nature of the work performed that satisfies the requirements of 63775(b)(2) or (c)(1)(B) or 63780(b)(2) or (c)(1)(B).

(5) For T3 and D3 applicants, a copy of the applicant's high school diploma, or the name and location of the high school and date of graduation, or a copy of the applicant's GED.

(6) Copies of transcripts or certificates of completion of specialized training courses, as provided by the educational institution, claimed to meet the requirements of section 63775 or 63780.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code; and Section 17520, Family Code.

Reference: Section 1798.17, Civil Code; and Sections 106875, 106880, 106890, 106900, and 106910, Health and Safety Code.

(43) Adopt new Section 63790 to read:

Section 63790. Examination Scheduling and Application Processing.

(a) For admission to an examination, the completed application shall be postmarked by the final filing date established by the Department.

(b) Each applicant for examination shall be notified of the Department's decision regarding compliance with the minimum requirements to take the examination set forth in section 63775 or section 63780 within 75 days after the receipt of a complete application. If the Department determines that the application does not meet the requirements, the notice shall include the reasons for the disqualification. If the Department determines that the application does meet the requirements the notice shall include the date of the examination for which they have been accepted.

(c) Examinees shall present their driver's license, photo identification (ID) card issued by the Department of Motor Vehicles, or passport upon entry to the exam.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106880 and 106910, Health and Safety Code.

(44) Adopt new Section 63795 to read:

Section 63795. Examination Application Resubmittals and Reexaminations.

(a) Applications for examination that the Department determines are incomplete pursuant to section 63785 or do not meet the qualification requirements pursuant to section 63775 or 63780 may be amended within 12 months of the original submittal date for reconsideration without payment of an additional examination fee.

(b) Examinees may apply to retake the exam provided they submit an application that includes the following:

(1) Applicant name, social security number (Pursuant to the authority found in sections 100275 and 106910 of the Health and Safety Code and as required by section 17520 of the Family Code, providing the social security number is mandatory. The social security number will be used for purposes of identification.), current mailing address, grade for which applying, certificate number if currently certified, date of original application, and date of most recent exam taken.

(2) Payment of the reexamination fee pursuant to section 63850.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code; and Section 17520, Family Code.

Reference: Section 1798.17, Civil Code; and Sections 106875, 106880, 106890, 106900, and 106910, Health and Safety Code.

ARTICLE 4. Operator Certification Criteria and Applications

(45) Adopt new Section 63800 to read:

Section 63800. Eligibility Criteria for Water Treatment Operator Certification.

(a) In order to be eligible for certification as a T1 operator, an applicant shall have passed a Grade T1 operator examination within the three years prior to submitting the application for certification.

(b) In order to be eligible for certification as a T2 operator, an applicant shall have passed a Grade T2 or T3 operator certificate examination within the three years prior to submitting the application for certification.

(c) In order to be eligible for certification as a T3 operator, an applicant shall have passed a Grade T3 operator examination within the three years prior to submitting the application for certification, and shall have completed the following:

(1) At least one year of operator experience working as a certified T2 operator for a T2 facility or higher, or a facility that, prior to January 1, 2001, would have met the criteria for classification as a T2 facility or higher pursuant to section 64413.1.

(2) At least one additional year of operator experience working as a certified treatment operator.

(d) In order to be eligible for certification as a T4 operator, an applicant shall have passed a Grade T4 operator examination within the three years prior to submitting the application for certification, and shall have completed the following:

(1) At least one year of operator experience working as a shift or chief operator, while holding a valid T3 operator certificate, at a T3 facility or higher, or a facility that, prior to January 1, 2001, would have met the criteria for classification as a T3 facility or higher pursuant to section 64413.1, and

(2) At least three additional years of operator experience working as a certified treatment operator.

(e) In order to be eligible for certification as a T5 operator, an applicant shall have passed a Grade T5 operator examination within the three years prior to submitting the application for certification, and shall have completed the following:

(1) At least two years of operator experience working as a shift or chief operator, while holding a valid T4 operator certificate, at a T4 facility or higher, or a facility that, prior to January 1, 2001, would have met the criteria for classification as a T4 facility or higher pursuant to section 64413.1, and

(2) At least three additional years of operator experience working as a certified treatment operator.

(f) A degree earned at an accredited academic institution may be used to fulfill experience requirements in (c)(2), (d)(2), and (e)(2) as follows:

(1) An Associate degree or certificate in water or wastewater technology that includes at least 15 units of physical, chemical, or biological science may be used to fulfill 1 year of operator experience.

(2) A Bachelors degree in engineering or in physical, chemical, or biological sciences may be used to fulfill 1.5 years of operator experience.

(3) A Masters degree in engineering or in physical, chemical, or biological sciences may be used to fulfill 2 years of operator experience.

(g) A certified operator may substitute on a day-for-day basis the experience requirements in (c)(2) with experience gained while working with lead responsibility for water quality related projects or research.

(h) If the applicant has a bachelor of science or a master of science degree, completion of a comprehensive operator training program may be used to fulfill the operator experience requirements in (c)(1) and (d)(1). Completion of the training shall be verified in writing by the chief operator. The comprehensive operator training program shall be at least 6 months in duration and shall cover the following elements:

(1) California Safe Drinking Water Act and regulations promulgated pursuant thereto.

(2) Water treatment calculations.

(3) SCADA operation.

(4) Handling of laboratory chemicals used for drinking water analyses.

(5) Laboratory analyses conducted by operators.

(6) Safety training.

(7) Distribution system operation.

(8) Treatment chemical dosing and monitoring.

(9) Disinfectant dosing and monitoring.

(10) Treatment processes and controls.

(i) Experience gained as a certified waste water treatment plant operator, pursuant to California Water Code sections 13625 through 13633, may be used to fulfill up to two years of the operator experience requirements in (c)(2), (d)(2), and (e)(2). Each two months of experience as a waste water treatment plant operator shall be considered equivalent to one month of water treatment facility operator experience.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106900, 106910, and 116555, Health and Safety Code.

(46) Adopt new Section 63805 to read:

Section 63805. Eligibility Criteria for Distribution Operator Certification.

(a) In order to be eligible for certification as a D1 operator, an applicant shall have passed a Grade D1 operator examination within the three years prior to submitting the application for certification.

(b) In order to be eligible for certification as a D2 operator, an applicant shall have passed a Grade D2 operator examination within the three years prior to submitting the application for certification.

(c) In order to be eligible for certification as a D3 operator, an applicant shall have passed a Grade D3 operator examination within the three years prior to submitting the application for certification, and shall have completed the following:

(1) At least one year of operator experience working as a certified D2 operator, interim D3 or higher operator, or temporary D3 operator for a D2 system or higher, or a system that, prior to January 1, 2001, would have met the criteria for classification as a D2 system or higher pursuant to section 64413.3.

(2) At least one additional year of operator experience working as a distribution operator.

(d) In order to be eligible for certification as a D4 operator, an applicant shall have passed a Grade D4 operator examination within the three years prior to submitting the application for certification, and shall have completed the following:

(1) At least one year of operator experience working as a certified D3, interim D4 or higher operator, or temporary D4 operator for a D3 system or higher, or a system that, prior to January 1, 2001, would have met the criteria for classification as a D3 facility or higher pursuant to section 64413.3, and

(2) At least three additional years of operator experience working as a distribution operator.

(e) In order to be eligible for certification as a D5 operator, an applicant shall have passed a Grade D5 operator examination within the three years prior to submitting the application for certification, and shall have completed the following:

(1) At least two years of operator experience working as a certified D4, interim D5 operator, or temporary D5 operator for a D4 or D5 system, or a system that, prior to January 1, 2001, would have met the criteria for classification as a D4 or D5 system pursuant to section 64413.3, and

(2) At least three additional years of operator experience working as a distribution operator.

(f) A degree earned at an accredited academic institution may be used to fulfill experience requirements in (c)(2), (d)(2), and (e)(2) as follows:

(1) An Associate degree, or certificate, in water or wastewater technology or distribution that includes at least 15 units of physical, chemical, or biological science may be used to fulfill 1 year of operator experience.

(2) A Bachelors degree in engineering or in physical, chemical, or biological sciences may be used to fulfill 1.5 years of operator experience.

(3) A Masters degree in engineering or in physical, chemical, or biological sciences may be used to fulfill 2 years of operator experience.

(g) A certified operator may substitute on a day-for-day basis the experience requirements in (c)(2) with experience gained while working with lead responsibility for water quality or quantity related projects or research.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.

Reference: Sections 106875, 106900, 106910, and 116555, Health and Safety Code.

(47) Adopt new Section 63810 to read:

Section 63810. Interim Certification of Distribution Operators.

(a) A distribution operator in a position responsible for making decisions identified in section 63770 (b), (c), or (d) on December 31, 2000, shall be eligible for interim certification provided that the employing water supplier, as defined in section 64402.20, submits an application which shall include for each employee:

(1) The employee's full name, social security number (Pursuant to the authority found in sections 100275 and 106910 of the Health and Safety Code and as required by section 17520 of the Family Code, providing the social security number is mandatory. The social security number will be used for purposes of identification.), date of birth, certificate number of any operator certificates ever held, mailing address, work telephone number, and home telephone number.

(2) The grade at which the operator will be certified.

(3) The certification fee specified in Table 63850-C.

(b) Interim distribution operator certificates shall be effective as of January 1, 2001, and shall expire on January 1, 2004. Such certificates may be renewed only once for an additional 3 years and only if the water system has not received any notice of violation, citation, or order from the Department or EPA since January 1, 2001, unless the public water system can demonstrate to the satisfaction of the Department that the violation was not the result of actions taken or not taken by the operator(s). After January 1, 2007, all interim operator certificates shall be invalid.

(c) In order to renew an interim certificate, a water supplier shall submit a renewal application between July 1, 2003 and September 1, 2003. The renewal application shall include the following:

(1) The operator's name, social security number, current mailing address, certificate grade, and certificate number.

(2) Payment of the renewal fee specified in section 63850(e).

(3) Documentation of continuing education contact hours as required by section 63840.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code; and Section 17520, Family Code.

Reference: Section 1798.17, Civil Code; and Sections 106885, 106895, 106900, 106910, and 116555, Health and Safety Code.

(48) Adopt new Section 63815 to read:

Section 63815. CNAWWA Distribution Operator Certification.

(a) Distribution operators holding a valid California-Nevada Section of the American Water Works Association (CNAWWA) distribution operator certificate on December 31, 2000, shall be deemed to have a distribution operator certification valid through December 31, 2001, pursuant to Table 63815-A.

Table 63815-A. CNAWWA - California State Operator Grade Equivalents

| <u>CNAWWA Grade</u> | <u>California State Grade</u> |
|-------------------------|-------------------------------|
| <u>1</u> | <u>D2</u> |
| <u>2</u> | <u>D3</u> |
| <u>3</u> | <u>D4</u> |
| <u>4</u> | <u>D5</u> |

(b) In order to renew a certification deemed valid pursuant to subsection (a), an operator shall submit a renewal application by September 1, 2001.

(c) The renewal application shall include the following:

(1) The applicant's name, social security number (Pursuant to the authority found in sections 100275 and 106910 of the Health and Safety Code and as required by section 17520 of the Family Code, providing the social security number is mandatory. The social security number will be used for purposes of identification.), date of birth, current mailing address, work telephone number, home telephone number, certificate number of any operator certificates ever held, CNAWWA grade, and a copy of the CNAWWA certificate.

(2) Payment of the appropriate renewal fee specified in 63850(f).

(d) The initial renewal of a certificate deemed valid pursuant to subsection (a) shall be valid for a two-year period.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code; and Section 17520, Family Code.

Reference: Section 1798.17, Civil Code; and Sections 106885, 106890, 106896 106900, and 106910, Health and Safety Code.

(49) Adopt new Section 63820 to read:

Section 63820. Temporary Distribution Operator Certification.

(a) Distribution operators who have received notice of qualification for examination shall be deemed to have a temporary distribution operator certification at the grade for which they have been qualified for examination. All temporary certifications will expire January 1, 2004 and shall not be renewable.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106885 and 106910, Health and Safety Code.

(50) Adopt new Section 63825 to read:

Section 63825. Restricted Operator Certification.

(a) A T1, T2, D1, or D2 restricted operator certificate may be issued without a written examination if the following conditions are met:

(1) The water supplier, as defined in section 64402.20, serves a disadvantaged community as defined in section 63000.25; and

(2) The Department has issued a citation or order to the water supplier for noncompliance with section 64413.5 or 64413.7, or Health and Safety Code section 116555(a)(4), (5), or (b); and

(3) The water supplier submits an application pursuant to section 63830 and pays the application and examination fee specified in section 63850; and

(4) The operator meets the criteria for taking the T1, T2, D1, or D2 exam and passes a performance test administered by the Department that measures his or her knowledge and ability to operate the specific treatment facility and/or distribution system without jeopardizing public health or safety.

(b) The restricted operator certificate shall be valid for three years. The certificate may be renewed if the water supplier continues to serve a disadvantaged community and submits an application pursuant to section 63840 and the operator has met the continuing education requirements as specified in subsection 63840(c).

(c) The restricted operator certificate is not transferable.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106880, 106885, 106890, 106910, and 116555, Health and Safety Code.

(51) Adopt new Section 63830 to read:

Section 63830. Certification Application Content and Submittal.

(a) A complete application for operator certification shall contain the following:

(1) The applicant's full name, social security number (Pursuant to the authority found in sections 100275 and 106910 of the Health and Safety Code and as required by section 17520 of the Family Code, providing the social security number is mandatory. The social security number will be used for purposes of identification.), date of birth, certificate number of any operator certificates ever held, mailing address, work telephone number, and home telephone number.

(2) Payment of certification fee pursuant to section 63850.

(3) For any experience being claimed to meet the experience requirements in sections 63800 or 63805, the name, address, and phone number of each employer, the length of time employed, and the nature of the work performed.

(4) Employer verification of the experience being claimed in paragraph (3) with the signature of the chief operator or supervisor of each employer.

(5) Copies of college transcripts if claiming any of the credits pursuant to sections 63800(f), 63800(h) and 63805(f).

(6) Copies of transcripts or certificates of completion of specialized training courses claimed to meet minimum requirements.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code; and Section 17520, Family Code.

Reference: Section 1798.17, Civil Code; and Sections 106875, 106885, 106890, 106900, 106910, and 116555, Health and Safety Code.

(52) Adopt new Section 63835 to read:

Section 63835. Certification and Renewal Application Processing.

(a) Each applicant submitting an application or reapplication for certification or renewal shall be notified of the Department's decision regarding compliance with the requirements set forth in Sections 63800, 63805, 63830, or 63840 within 75 days after the receipt of the application or reapplication. If the Department determines that the application or reapplication does not meet the requirements, the applicant shall be notified of the reasons for the disqualification.

(b) Applications for certification that the Department determines do not meet the requirements may reapply within 12 months of the original submittal date without payment of an additional certification or renewal fee.

(c) The Department's median, minimum, and maximum processing times for applications for operator certification are as follows:

Median -- 25 calendar days

Minimum -- 5 calendar days

Maximum -- 60 calendar days

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106880 and 106910, Health and Safety Code.

ARTICLE 5. Certification Renewals, Delinquent Renewals and Fees

(53) Adopt new Section 63840 to read:

Section 63840. Certification Renewals.

(a) All certified operators shall notify the Department within 60 days of any change in address or name during the period of their certification.

(b) Any person wishing to maintain a valid operator certificate shall submit an application for renewal at least 120 days, but no more than 180 days, prior to expiration of the certification. The following items constitute a complete application for renewal:

(1) The applicant's name, social security number (Pursuant to the authority found in sections 100275 and 106910 of the Health and Safety Code and as required by section 17520 of the Family Code, providing the social security number is mandatory. The social security number will be used for purposes of identification.), current mailing address, grade, and certificate number.

(2) Payment of the renewal fee specified in Section 63850(c), (d), (e), or (f).

(3) A list of successfully completed continuing education courses as required by subsection (c). The following information shall be provided for each course:

- (A) title
- (B) name of the instructor,
- (C) location,
- (D) date(s), and
- (E) number of contact hours.

(c) To be eligible for certificate renewal, certified operators possessing certificates that expire after December 31, 2003, shall have completed continuing education contact hours since the previous renewal or issuance of the certificate pursuant to Table 63840-A. No more than 25% of the contact hours shall be courses in operator safety.

Table 63840-A. Required Continuing Education Contact Hours for Certificate Renewal

| <u>Water Treatment Operators</u> | <u>Contact Hours Required</u> |
|----------------------------------|-------------------------------|
| <u>Grade T1</u> | <u>12</u> |
| <u>Grade T2</u> | <u>16</u> |
| <u>Grade T3</u> | <u>24</u> |
| <u>Grade T4</u> | <u>36</u> |

| | |
|--------------------------------------|-----------|
| <u>Grade T5</u> | <u>36</u> |
| <u><i>Distribution Operators</i></u> | |
| <u>Grade D1</u> | <u>12</u> |
| <u>Grade D2</u> | <u>16</u> |
| <u>Grade D3</u> | <u>24</u> |
| <u>Grade D4</u> | <u>36</u> |
| <u>Grade D5</u> | <u>36</u> |

(1) Operators possessing both distribution and treatment certificates may apply continuing education credits to both certificates.

(2) Specialized training that is used to satisfy the requirements of section 63775 or 63780 may be used to satisfy the continuing education requirements of Table 63840-A if obtained since the previous renewal or issuance of the certificate.

(d) Except as provided in section 63815, each certificate renewed pursuant to (b) shall be valid for a period of three years.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code; and Section 17520, Family Code.

Reference: Section 1798.17, Civil Code; and Sections 106875, 106885, 106890, 106900, and 106910, Health and Safety Code.

(54) Adopt new Section 63845 to read:

Section 63845. Reinstatement.

(a) A certificate that has been revoked only for lack of payment may be reinstated within 1 year if all fees and penalties specified in section 63850 are paid and the renewal application is complete.

(b) A certificate that has been revoked for failure to complete the continuing education contact hours required in Table 63840-A may be reinstated within six months if all requirements specified in Table 63840-A are met and penalties specified in section 63850 are paid and the renewal application is complete. Contact hours obtained for reinstatement shall not be used to satisfy the requirements of the next renewal period.

(c) A certificate that has been revoked for more than one year shall not be renewed.

(d) The expiration date of a certificate that has been renewed pursuant to this section shall remain the same as if the previous certificate had been renewed prior to the expiration date.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106876, 106890, 106900, and 106910, Health and Safety Code.

(55) Adopt new Section 63850 to read:

Section 63850. Fees.

(a) Except as provided in subsection (e), payment of the fees specified in this section shall be made by a separate check or money order for each operator. The operator's name, and in the case of renewals, the operator's certificate number, shall be written on the check or money order.

(b) All fees submitted to the Department pursuant to this section are nonrefundable.

(c) Operator fees shall be pursuant to Table 63850-A.

Table 63850-A. Operator Fee Schedule

| <u>Grade</u> | <u>Examination Fee (\$)</u> | <u>Reexamination Fee (\$)</u> | <u>Certification Fee (\$)</u> | <u>Triennial Renewal Fee (\$)</u> |
|-----------------|---------------------------------|-----------------------------------|-----------------------------------|---------------------------------------|
| <u>D1 or T1</u> | <u>50</u> | <u>30</u> | <u>70</u> | <u>70</u> |
| <u>D2 or T2</u> | <u>65</u> | <u>45</u> | <u>80</u> | <u>80</u> |
| <u>D3 or T3</u> | <u>100</u> | <u>70</u> | <u>120</u> | <u>120</u> |
| <u>D4 or T4</u> | <u>130</u> | <u>95</u> | <u>140</u> | <u>140</u> |
| <u>D5 or T5</u> | <u>155</u> | <u>120</u> | <u>140</u> | <u>140</u> |

(d) Operators who are certified or have been notified by the Department that they have met requirements for certification as both treatment and distribution operators shall pay the certification and renewal fees specified in Table 63850-B for each certificate.

Table 63850-B. Fee Schedule for Operators With Multiple Certificates

| <u>Grade</u> | <u>Certification Fee (\$ per Certificate)</u> | <u>Triennial Renewal Fee (\$) per Certificate</u> |
|-----------------|---|---|
| <u>D1 or T1</u> | <u>55</u> | <u>55</u> |
| <u>D2 or T2</u> | <u>60</u> | <u>60</u> |
| <u>D3 or T3</u> | <u>90</u> | <u>90</u> |
| <u>D4 or T4</u> | <u>105</u> | <u>105</u> |
| <u>D5 or T5</u> | <u>105</u> | <u>105</u> |

(e) The fee schedule for interim distribution operator certification is in Table 63850-C. The fees specified in this subsection may be paid by a single check or money order for all operators included in the application.

Table 63850-C. Interim Operator Fee Schedule

| <u>Grade</u> | <u>Certification Fee (\$)</u> | <u>Triennial Renewal Fee (\$)</u> |
|--------------|-------------------------------|-----------------------------------|
| <u>D1</u> | <u>70</u> | <u>70</u> |
| <u>D2</u> | <u>80</u> | <u>80</u> |
| <u>D3</u> | <u>120</u> | <u>120</u> |
| <u>D4</u> | <u>140</u> | <u>140</u> |
| <u>D5</u> | <u>140</u> | <u>140</u> |

(f) The fee schedule for distribution operators holding valid CNAWWA certificates pursuant to 63850(b) is in Table 63850-D.

Table 63850-D. CNAWWA Certification Fees

| <u>CNAWWA Grade</u> | <u>Biennial Renewal Fee Due in 2001 – valid for two years</u> |
|---------------------|---|
| <u>1</u> | <u>80</u> |
| <u>2</u> | <u>100</u> |
| <u>3</u> | <u>120</u> |
| <u>4</u> | <u>120</u> |

(g) A penalty fee of \$50 shall be paid for renewals submitted or resubmitted after the renewal due date but at least 45 days prior to the expiration date. A penalty fee of \$100 shall be paid for renewals submitted or resubmitted less than 45 days prior to the expiration date but within 1 year after the expiration date.

(h) A certificate replacement fee of \$25 shall be paid by any certificate holder requesting to have a lost, stolen, or destroyed certificate replaced.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106890 and 106910, Health and Safety Code.

Chapter 15. Domestic Water Quality and Monitoring Regulations

Article 2. General Requirements

(56) Adopt new Section 64413.1 to read:

Section 64413.1. Classification of Water Treatment Facilities.

(a) Each water treatment facility shall be classified pursuant to Table 64413.1-A based on the calculation of total points for the facility using the factors specified in subsection (b).

Table 64413.1-A. Water Treatment Facility Class Designations

| <u>Total Points</u> | <u>Class</u> |
|----------------------|--------------|
| <u>Less than 20</u> | <u>T1</u> |
| <u>20 through 39</u> | <u>T2</u> |
| <u>40 through 59</u> | <u>T3</u> |
| <u>60 through 79</u> | <u>T4</u> |
| <u>80 or more</u> | <u>T5</u> |

(b) The calculation of total points for each water treatment facility shall be the sum of the points derived in each of paragraphs (1) through (13) except where a treatment facility treats more than one source, in which case the source with the highest average of each contaminant shall be used to determine the point value in paragraphs (2) through (5).

(1) For water source, the points are determined pursuant to Table 64413.1-B.

Table 64413.1-B. Points for Source Water Used by the Facility

| <u>Type of source water used by the facility</u> | <u>Points</u> |
|--|---------------|
| <u>Groundwater and/or purchased treated water meeting primary and secondary drinking water standards, as defined in section 116275 of the Health and Safety Code</u> | <u>2</u> |
| <u>Water that includes any surface water or groundwater under the direct influence of surface water</u> | <u>5</u> |

(2) For influent microbiological water quality, points shall be determined by using the median of all total coliform analyses completed in the previous 24 months pursuant to Table 64413.1-C:

Table 64413.1-C. Influent Water Microbiological Quality Points

| <u>Median Coliform Density Most Probable Number Index (MPN)</u> | <u>Points</u> |
|---|---------------|
| <u>less than 1 per 100 mL</u> | <u>0</u> |
| <u>1 through 100 per 100 mL</u> | <u>2</u> |
| <u>greater than 100 through 1,000 per 100 mL</u> | <u>4</u> |
| <u>greater than 1,000 through 10,000 per 100 mL</u> | <u>6</u> |
| <u>greater than 10,000 per 100 mL</u> | <u>8</u> |

(3) For facilities treating surface water or groundwater under the direct influence of surface water, points for influent water turbidity shall be determined pursuant to Table 64413.1-D on the basis of the previous 24 months of data, except that if turbidity data is missing for one or more of the months, the points given for turbidity shall be 5. The maximum influent turbidity sustained for at least one hour according to an on-line turbidimeter shall be used unless such data is not available, in which case, the maximum influent turbidity identified by grab sample shall be used. For facilities that have not been in operation for 24 months, the available data shall be used. For facilities whose permit specifies measures to ensure that influent turbidity will not exceed a specified level, the points corresponding to that level shall be assigned.

Table 64413.1-D. Influent Water Turbidity Points

| <u>Maximum Influent Turbidity Level Nephelometric Turbidity Units (NTU)</u> | <u>Points</u> |
|---|---------------|
| <u>Less than 15</u> | <u>0</u> |
| <u>15 through 100</u> | <u>2</u> |
| <u>Greater than 100</u> | <u>5</u> |

(4) The points for influent water nitrate and nitrite levels shall be determined by an average of the three most recent sample results, pursuant to Table 64413.1-E.

Table 64413.1-E. Influent Water Nitrate and Nitrite Points

| <u>Nitrate and Nitrite Data Average</u> | <u>Points</u> |
|---|---------------|
| <u>Less than or equal to the maximum contaminant level (MCL), as specified in Table 64431-A</u> | <u>0</u> |
| <u>Greater than the MCL</u> | <u>5</u> |

(5) The points for other influent water contaminants with primary MCLs shall be a sum of the points for each of the inorganic contaminants (Table 64431-A), organic contaminants (Table 64444-A) and radionuclides (Table 4, section

64443). The points for each contaminant shall be based on an average of the three most recent sample results, pursuant to Table 64413.1-F. If monitoring for a contaminant has been waived pursuant to sections 64432(k), 64432.2(c), or 64445(d), the points shall be zero for that contaminant.

Table 64413.1-F. Influent Water Chemical and Radiological Contaminant Points

| <u>Contaminant Data Average</u> | <u>Points</u> |
|--------------------------------------|---------------|
| <u>Less than or equal to the MCL</u> | <u>0</u> |
| <u>Greater than the MCL</u> | <u>2</u> |
| <u>5 Times the MCL or greater</u> | <u>5</u> |

(6) The total points for surface water filtration treatment shall be the sum of the points of those treatment processes utilized by the facility for compliance with section 64652, pursuant to Table 64413.1-G.

Table 64413.1-G. Points for Surface Water Filtration Treatment

| <u>Treatment</u> | <u>Points</u> |
|--|---------------|
| <u>Conventional, direct, or inline</u> | <u>15</u> |
| <u>Diatomaceous earth</u> | <u>12</u> |
| <u>Slow sand, membrane, cartridge, or bag filter</u> | <u>8</u> |
| <u>Backwash recycled as part of process</u> | <u>5</u> |

(7) The points for each treatment process utilized by the facility and not included in paragraph (6) that is used to reduce the concentration of one or more contaminants for which a primary MCL exists, pursuant to Table 64431-A, Table 64444-A, and Table 4 of section 64443, shall be 10. Blending shall only be counted as a treatment process if one of the blended sources exceeds a primary MCL.

(8) The points for each treatment process not included in paragraphs (6), or (7) that is used to reduce the concentration of one or more contaminants for which a secondary MCL exists, pursuant to Tables 64449-A and 64449-B, shall be 3. Blending shall only be counted as a treatment process if one of the blended sources exceeds a secondary MCL.

(9) The points for each treatment process not included in paragraphs (6), (7), or (8) that is used for corrosion control or fluoridation shall be 3.

(10) The total points for disinfection treatment shall be the sum of the points for those treatment processes utilized by the facility for compliance with section 64654(a), pursuant to Table 64413.1-H.

Table 64413.1-H. Points for Disinfection Treatment

| <u>Treatment Process</u> | <u>Points</u> |
|-----------------------------------|---------------|
| <u>Ozone</u> | <u>10</u> |
| <u>Chlorine and/or chloramine</u> | <u>10</u> |
| <u>Chlorine dioxide</u> | <u>10</u> |
| <u>Ultra violet (UV)</u> | <u>7</u> |

(11) The points for disinfection/oxidation treatment not included in paragraphs (6), (7), (8), or (10) shall be a sum of the points for all the treatment processes used at the facility pursuant to Table 64413.1-I.

Table 64413.1-I. Points for Disinfection/Oxidation Treatment without Inactivation Credit

| <u>Treatment Process</u> | <u>Points</u> |
|-----------------------------------|---------------|
| <u>Ozone</u> | <u>5</u> |
| <u>Chlorine and/or chloramine</u> | <u>5</u> |
| <u>Chlorine dioxide</u> | <u>5</u> |
| <u>Ultra violet (UV)</u> | <u>3</u> |
| <u>Other oxidants</u> | <u>5</u> |

(12) The points for any other treatment process that alters the physical or chemical characteristics of the drinking water and that was not included in paragraphs (6), (7), (8), (9), (10), or (11) shall be 3.

(13) The points for facility flow shall be 2 per million gallons per day or fraction thereof of maximum permitted treatment facility capacity, up to a maximum of 50 points; except that for facilities utilizing only blending, the points shall be based on the flow from the contaminated source and the dilution flow required to meet the MCL(s) specified in Tables 64431-A, 64444-A, 64449-A, 64449-B, and Table 4 of section 64443.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106910 and 116555, Health and Safety Code.

(57) Adopt new Section 64413.3 to read:

Section 64413.3. Classification of Distribution Systems.

(a) The distribution system for each community and nontransient-noncommunity water system shall be classified pursuant to Table 64413.3-A unless modified pursuant to subsection (b). For a wholesaler, the population served shall include the customers served by its retailers.

Table 64413.3-A. Distribution System Classifications

| <u>Population Served</u> | <u>Class</u> |
|---------------------------------|--------------|
| <u>1,000 or less</u> | <u>D1</u> |
| <u>1,001 through 10,000</u> | <u>D2</u> |
| <u>10,001 through 50,000</u> | <u>D3</u> |
| <u>50,001 through 5 million</u> | <u>D4</u> |
| <u>Greater than 5 million</u> | <u>D5</u> |

(b) The class determined pursuant to (a) shall be upgraded by one level if the population served is 5 million or less and the sum of all the points from paragraphs (1) through (6) exceeds 20.

(1) The points for pressure zones shall be zero for up to three zones, 4 for four to ten zones, or 6 for more than ten zones.

(2) The points for disinfectants used shall be zero if no disinfectant is applied in the distribution system and no more than one type of disinfectant residual is entering the distribution system. The points shall be 5 if a single disinfectant or ammonia is applied in the distribution system. The points shall be 8 if there are multiple disinfectants in the system.

(3) The points based on the largest single pump in the system for which the distribution operator is responsible shall be 4 for up to fifty horsepower, or 6 for fifty or more horsepower.

(4) The points for distribution storage reservoirs in the system shall be 4 for one to five reservoirs, or 6 for greater than five.

(5) The points for one or more existing uncovered distribution reservoirs shall be 10.

(6) The points to be added if any of the distribution system customers are also served by a non-potable water distribution system shall be 6. This does not apply to wholesalers if the only customers receiving non-potable water are served by its retailers.

NOTE: Authority Cited: Sections 100275 and 106910, Health and Safety Code.
Reference: Sections 106875, 106910 and 116555, Health and Safety Code.

(58) Adopt new Section 64413.5 to read:

Section 64413.5. Treatment Facility Staff Certification Requirements.

(a) Each water supplier shall designate at least one chief operator that meets the requirements specified in section 63765 for each water treatment facility utilized by the water system.

(b) Each water supplier shall designate at least one shift operator that meets the requirements specified in section 63765 for each water treatment facility utilized by the water system for each operating shift.

(c) Except as provided in (d), a chief operator or shift operator shall be on-site at all times that the facility is operating.

(d) If the water supplier's operations plan, submitted and approved pursuant to section 64661, demonstrates an equal degree of operational oversight and reliability with either unmanned operation or operation under reduced operator certification requirements, the chief operator or shift operator is not required to be on-site, but shall be able to be contacted within one hour.

(e) If there is no change in the treatment facility and the employed shift and/or chief operators, the water supplier shall be in compliance until January 1, 2003 with the shift and operator certification requirements that were in effect on December 31, 2000. If the water system employs a new shift and/or chief operator, that operator shall meet the certification requirements pursuant to section 63765(a).

NOTE: Authority Cited: Sections 100275, 106910, and 116375, Health and Safety Code.

Reference: Sections 106875, 106885, 106910, 116375, and 116555, Health and Safety Code.

(59) Adopt new Section 64413.7 to read:

Section 64413.7. Distribution System Staff Certification Requirements.

(a) Each water supplier shall designate at least one chief operator that meets the requirements specified in section 63770 for each distribution system utilized by the water system.

(b) Each water supplier shall designate at least one shift operator that meets the requirements specified in section 63770 for each distribution system utilized by the water system for each operating shift.

(c) The chief operator or shift operator shall be on-site or able to be contacted within one hour.

NOTE: Authority Cited: Sections 100275, 106910, and 116375 Health and Safety Code.

Reference: Sections: 106875, 106885, 106910, 116375, and 116555, Health and Safety Code.